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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of: **BABA, Masaki, et al.**

Group Art Unit: 1767

Serial No.: 10/541,746

Examiner: **PEPITONE, Michael F.**

Filed: July 8, 2005

**P.T.O. Confirmation No.: 1939**

For: **SILICONE-CONTAINING OCULAR LENS MATERIAL WITH HIGH SAFETY AND PREPARING METHOD THEREOF**

**DECLARATION UNDER 37 CFR 1.132**  
**IN ACCORDANCE WITH MPEP 715.01(a) AND MPEP 716.10**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Tsuyoshi WATANABE, being a citizen of Japan, residing at c/o MENICON CO., LTD., Central research laboratories, 1-10, Takamori-dai 5-chome, Kasugai-shi, Aichi 487-0032, Japan, hereby declare and state:

1) I am one of the inventors of the present application, as listed on the Declaration for Patent filed on July 8, 2005.

2) I am familiar with the Office action mailed on March 30, 2011, in this application, and have read the rejections under 35 U.S.C. 102(a), 35 U.S.C. 102(e) citing the Watanabe et al. (US 2003/0125500) reference, and the rejections under 35 U.S.C. 103(a) citing the Watanabe et al. (US 2003/0125500) reference either alone or in combination with other references.

3) I am the same individual as Tsuyoshi WATANABE, one of the inventors of Watanabe et al. (US 2003/0125500).

4) In accordance with MPEP 715.01(a) ("Reference is a Joint Patent or Published Application to Applicant and Another") and 716.10 ("Attribution"), I declare that I invented the subject matter that is disclosed in the Watanabe et al. (US 2003/0125500) reference and relied on in the present rejections under 35 U.S.C. 102(a) and (e) and 35 U.S.C. 103(a).

The undersigned declares that all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed this 1<sup>st</sup> day of June, 2011

by Tsuyoshi Watanabe

Tsuyoshi WATANABE